

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

RICHARD LUBAWAY

Serial No.: 10/709,557

Filed: May 13, 2004

For: WINDOW POSITIONING APPARATUS

Attorney Docket No.: 81099481 (FMC 1749 PUSP)

Group Art Unit: 3634

Examiner: Jerry E. Redman

**AMENDMENT UNDER 37 C.F.R. § 1.116**

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Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action mailed April 2, 2008, please amend the above-identified application as follows: